

## REMARKS

Claims 1 and 4-6 were examined. Claim 1 is amended. Claims 1 and 4-6 remain in the Application.

The Patent Office rejects claims 1 and 4-6 under 35 U.S.C. §103(a). Reconsideration of the pending claims is respectfully requested in view of the above amendment and the following remarks.

### **35 U.S.C § 103(a): Rejection of Claims 1 & 4-6**

The Patent Office rejects claims 1 and 4-6 under 35 U.S.C. § 103(a) as obvious over U.S. Patent Number 5,591,678 of Bendik, et al. (Bendik) in view of U.S. Patent Number 6,248,646 of Okojie (Okojie). According to the Patent Office Bendik discloses in **Figure 1** an apparatus comprising a circuit substrate including a single semiconductor having a smallest dimension reduced with circuit devices formed in the single crystal layer. Okojie is cited for disclosing a plurality of circuit substrates on a substrate and in a non-planar orientation relative to one another and stacked one on the other.

Independent claim 1 is not obvious over the cited references because the cited references do not describe an apparatus including a plurality of circuit substrates on a substrate and the plurality of circuit substrates are in a non-planar orientation relative to one another and that circuit devices formed in a single crystal layer of each of the plurality of circuit substrates. With regard to the non-planar orientation, the Patent Office relies on Okojie which shows small wafers 24 in a non-planar orientation relative to large wafer 20, not relative to one another. Wafers 24 are similarly not stacked one on the other.

For the above stated reason, independent claim 1 is not obvious over the cited references. Claims 4-6 depend from claim 1 and therefore contain all the limitations of that claim. For at least the reason stated with respect to claim 1, claims 4-6 are not obvious over the cited references.

Applicant respectfully requests the Patent Office withdraw the rejection to claims 1 and 4-6.

CONCLUSION

In view of the foregoing, it is believed that all claims now pending patentably define the subject invention over the prior art of record and are in condition for allowance and such action is earnestly solicited at the earliest possible date.

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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4/19/06

Date